
BE IT RESOLVED by the Township Trustees of Union Township, Butler County, Ohio that:

AUTHORIZATION FOR UNION TOWNSHIP, BUTLER COUNTY, OHIO
TO PICK UP THE STATUTORILY REQUIRED
CONTRIBUTION TO THE POLICE AND FIREMEN'S DISABILITY
AND PENSION FUND OF OHIO FOR THE EMPLOYEES
OF THE TOWNSHIP FIRE DEPARTMENT PURSUANT TO
I.R.C. SECTION 414(H)(2)

WHEREAS, pursuant to Federal and Ohio laws, the employees of the Union Township, Butler County, Ohio ("Township") Fire Department could defer the federal and state income taxes on a portion of their wages or salaries if the Township would "pick-up" (assume and pay) the statutorily required contribution by such covered employees to the Police and Firemen's Disability and Pension Fund; and

WHEREAS, the Township will not incur any additional costs in the deferment of federal and state income taxes.

NOW, THEREFORE, be it ordained by the Township that:

Section 1. Effective Apr. 18, 1999, the statutory required contributions to the Police and Firemen's Disability and Pension Fund of Ohio (currently 10%) shall be withheld from the gross pay for each person within any of the classes established in Section 2 herein and shall be "picked-up" (assumed and paid to the Police and Firemen's Disability and Pension Fund of Ohio) by the Township. This "pick-up" by the Township is, and shall be designated as, employee contributions and shall be in lieu of contributions to the Police and Firemen's Disability and Pension Fund of Ohio by each person within any of the classes established in Section 2 herein. No person subject to this "pick-up" shall have the option of choosing to receive the statutorily required contribution to the Police and Firemen's Disability and Pension Fund of Ohio directly instead of having it "picked-up" by the Township or being excluded from the "pick-up."

The Township shall, in reporting and making remittance to the Police and Firemen's Disability and Pension Fund of Ohio, report that the public employee's contribution for each person subject to this "pick-up" has been made as provided by the statute.

Section 2. The "pick-up" by the Township provided by this resolution shall apply to all persons that are employees of the Township Fire Department who are (or become) contributing members of the Police and Firemen's Disability and Pension Fund of Ohio.

Section 3. The Township method of payment of salary to employees who are participants in the Police and Firemen's Disability Pension Fund (PFDPF) is hereby modified as follows, in order to provide for a salary reduction method of "pick-up" of employee contributions to the Police and Firemen's Disability and Pension Fund ("PFDPF) except for the Fire Chief who shall have his "pick-up" as a fringe benefit method.

Section 4. The total salary for each employee shall be the salary otherwise payable under the Township policies. Such total salary of each employee shall be payable by the Township in two parts: (a) deferred salary and (b) cash salary. An employee's deferred salary shall be equal to the percentage of that employee's total salary which is required from time to time (now 10%) by the Police and Firemen's Disability and Pension Fund (PFDPF) as an employee contribution by the employee and shall be paid by the Township to the Police and Firemen's Disability and Pension Fund (PFDPF) on behalf of that employee as a "pick-up" and in lieu of the Police and Firemen's Disability and Pension Fund (PFDPF) employee contribution otherwise payable by that employee.

An employee's cash salary shall be equal to the employee's total salary less the amount of the "pick-up" for that employee, and shall be payable, subject to applicable payroll deductions, to that employee except for the Fire Chief who shall have the Police and Firemen's Disability and Pension Fund (PFDPF) paid in addition to the salary established by the Trustees of Union Township.. The Township shall compute and remit its employer contributions to the Police and Firemen's Disability and Pension Fund (PFDPF) based upon an employee's total salary. The total combined expenditures of the Township for such employees' total salaries payable under applicable Township policies and the "pick-up" provisions of this resolution shall not be greater than the amounts the Township would have paid for those items had this provision not been in effect.

Section 5. The Township Clerk is hereby authorized and directed to implement the provisions of this resolution to institute the "pick-up" of the statutory required contributions to the Police and Firemen's Disability and Pension Fund (PFDPF) for those persons reflected in Section 2 herein so as to enable them to obtain the result of federal and state tax deferments and other benefits.

Adopted the 13th day of April, 1999

Joe Albano Yes

Thomas J. Hayden Yes

Catherine Stotes Yes
Township Trustees

Attest: *Patricia Williams*
Township Clerk